

DEPARTMENT OF HUMAN SERVICES
DIVISION OF JUVENILE JUSTICE SERVICES
POLICY AND PROCEDURES

Policy No.: 05-06	Effective Date: 05/05/04	Revision Date: 08/31/04
Subject: Use of Physical Intervention & Restraints		

I. Policy Statement

The employment of physical intervention shall always be the last resort. Use of restraints shall never be used for disciplinary purposes, nor used for longer periods of time than absolutely necessary. Division employees shall only use physical intervention and restraints when transporting juveniles to or from secure facilities; and when juveniles are out of control or threatening.

II. Rationale

The purpose of physical intervention and use of restraints is to ensure the safety of the public, staff and juvenile; and to prevent the damage of State property.

III. Definitions

- A. "Positive Control Systems" is defined as the verbal and physical crisis intervention program, which the Division has purchased, and the direct-care staff is trained and certified to utilize.
- B. "Restraints" are any approved device used for the purpose of restricting movement.

IV. Procedures

- A. Use of physical intervention:
 - 1. When to use:
 - a. self-protection;
 - b. prevention of injury to others;
 - c. prevention of imminent and substantial destruction of property;
 - d. prevention of escape from secure facilities;
 - e. protection of the juvenile from self-injury; and
 - f. overcoming physical resistance of a detainee for failure to comply with a reasonable order by the staff.
 - 2. How to be used:
 - a. physical intervention and the use of the Positive Control Systems methods shall only be utilized after less intrusive interventions have been attempted and failed;
 - b. whenever the employment of force is deemed necessary, staff shall utilize the assistance of other staff;

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- c. when physical intervention is required, only such force as deemed necessary to obtain control, is permissible; and
 - d. physical intervention methods shall only continue as long as the juvenile presents a danger to self, others or property, and in a manner that provides maximum safety for the staff and juvenile. Every effort shall be made to prevent injuries to both.
3. Follow-up measures: whenever physical intervention methods are used, the staff shall complete follow-up measures:
- a. medical care shall be provided immediately if any injuries occur;
 - b. the appropriate supervisor and facility director shall be notified as soon as possible; and consideration shall be given to the filing of a "Referral" to the Juvenile Court for charges as deemed appropriate to be completed by the supervisor.

B. Use of restraints:

1. Authorization:
- a. approval for the use of restraints may be given by the lead staff on shift and shall be confirmed by the facility director or a supervisor immediately, or as soon as possible. The name of the administrator giving authorization shall be added to the incident report.
 - b. approval for use of restraints is not required when a detainee is transported for any reason.
2. When to use: restraints shall be restricted to the following use only after other less restrictive options have proven unsuccessful:
- a. protection of juveniles from self-injury;
 - b. prevention of injury to others;
 - c. prevention of imminent and substantial destruction of property;
 - d. for medical reasons under direction of medical personnel;
 - e. overcoming physical resistance of a detainee for failure to comply with a reasonable order by the staff.
3. How to be used:
- a. restraints shall be used with caution and only to the extent necessary to avoid a security risk;
 - b. restraints are only used under the constant visual and/or audio observation of an assigned facility member;
 - c. restraints are never used as punishment;
 - d. restraints are not used for more time than is absolutely necessary; and
 - e. no juveniles shall be shackled to an object or to another person.

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3. Restraint devices, belonging to the facility, shall not be loaned to other agency staff outside the Division without authorization of the facility director or administrative staff.

C. Documentation:

Whenever restraints or physical intervention is used for any reason, other than restraints used during transport; the staff shall document the incident and justification in the following:

1. juvenile's case file;
2. facility's log; and
3. Incident Reports.

V. Continuous Renewal

This policy shall be reviewed three (3) years from its effective date to determine its effectiveness and appropriateness. This policy may be reviewed before that time to reflect substantive change.

This policy has been reviewed by the Board of Juvenile Justice Services and is approved upon the signature of the Director.

Eldon Money, Chairman
Board of Juvenile Justice Services

Date

Blake D. Chard, Director
Division of Juvenile Justice Services

Effective/Revision Date